

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 BRIAN S. TURNER  
Deputy Attorney General  
4 State Bar No. 108991  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 445-0603  
Facsimile: (916) 327-8643  
7 Attorneys for Complainant

**FILED**

Date 10/14/15 By

Susan  
Saylor

8 **BEFORE THE**  
9 **STRUCTURAL PEST CONTROL BOARD**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2016-22

12 **JOHN K. SCOBLE**  
555 North Guild Avenue  
13 Lodi, California 95240

**ACCUSATION**

14 **Field Representative License No. FR 46126**

15 Respondent.  
16

17 Susan Saylor ("Complainant") alleges:

18 **PARTIES**

19 1. Complainant brings this Accusation solely in her official capacity as the  
20 Registrar/Executive Officer of the Structural Pest Control Board ("Board"), Department of  
21 Consumer Affairs.

22 **Field Representative License**

23 2. On or about November 2, 2010, the Board issued Field Representative License  
24 Number FR 46126 in Branch 2 to John K. Scoble, also known as John Keith Scoble  
25 ("Respondent"), as an employee of Clark Pest Control. The field representative license was in full  
26 force and effect at all times relevant to the charges brought herein and will expire on June 30,  
27 2016, unless renewed.

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1 The board may charge a fee for the taking of an examination in each branch of  
2 pest control pursuant to this section in an amount sufficient to cover the cost of  
3 administering each examination, provided, however, that in no event shall the fee  
4 exceed fifty dollars (\$50) for each examination.

5 7. California Code of Regulations, title 16, section ("Regulation") 1950 states, in  
6 pertinent part:

7 (a) Except as provided in section 1951, every licensee is required, as a  
8 condition to renewal of a license, to certify that he or she has completed the  
9 continuing education requirements set forth in this article. A licensee who cannot  
10 verify completion of continuing education by producing certificates of activity  
11 completion, whenever requested to do so by the Board, may be subject to disciplinary  
12 action under section 8641 of the code.

13 (d) Field representatives licensed in one branch of pest control shall have  
14 completed 16 continuing education hours, field representatives licensed in two  
15 branches of pest control shall have completed 20 continuing education hours, field  
16 representatives licensed in three branches of pest control shall have completed 24  
17 continuing education hours during each three year renewal period. In each case, a  
18 minimum of four continuing education hours in a technical subject directly related to  
19 pest control held by the licensee must be completed for each branch of  
20 pest control licensed, a minimum of two hours in Integrated Pest Management must  
21 be completed by Branch 2 and/or 3 licensees renewing on or after June 30, 2010, and  
22 a minimum of eight hours must be completed from Board approved courses on the  
23 Structural Pest Control Act, the Rules and Regulations, or structural pest control  
24 related agencies' rules and regulations. . . .

#### 25 COST RECOVERY

26 8. Code section 125.3 states, in pertinent part, that a Board may request the  
27 administrative law judge to direct a licensee found to have committed a violation or violations of  
28 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
enforcement of the case.

#### 29 FIRST CAUSE FOR DISCIPLINE

30 (Failure to Verify Completion of Continuing Education)

31 9. In or around May 2013 Respondent submitted a license renewal application for a field  
32 representative to the Board. On or about May 20, 2013, Respondent certified under penalty of  
33 perjury on the application form that he completed 21 hours of continuing education during his last  
34 renewal period.

35 10. On or about October 15, 2014, Respondent was notified in writing that he had been  
36 selected for a continuing education audit. Respondent had failed to answer the letter. Respondent

1 had been requested on prior occasions to provide the Board with proof of completion of  
2 continuing education requirements.<sup>1</sup> On or about January 6, 2015, the Board sent Respondent a  
3 written request for proof of continuing education certificates for the renewal period July 1, 2010,  
4 through June 30, 2013. Respondent was advised that licensees who were unable to verify their  
5 continuing education hours were subject to disciplinary action.

6 11. Respondent is subject to discipline pursuant to Code section 8641, because he failed  
7 to comply with Code Section 8593 and Regulation 1950(a), by failing to produce verification of  
8 Board approved completed courses of continuing education in pest control. Despite repeated  
9 requests, Respondent never produced copies of continuing education certificates for the renewal  
10 period July 1, 2010, through June 30, 2013.

#### 11 OTHER MATTERS

12 12. Code section 8620 provides, in pertinent part, that a respondent may request that a  
13 civil penalty of not more than \$5,000 be assessed in lieu of an actual suspension of one (1) to  
14 nineteen (19) days, or not more than \$10,000 for an actual suspension of 20 to 45 days. The  
15 request must be made at the time of the hearing and must be noted in the proposed decision. The  
16 proposed decision shall not provide that a civil penalty shall be imposed in lieu of a suspension.

17 13. Pursuant to Code section 8654, if discipline is imposed on Field Representative  
18 License Number FR 46126, issued to Respondent John K. Scoble, also known as John Keith  
19 Scoble, then John K. Scoble, also known as John Keith Scoble, shall be prohibited from serving  
20 as an officer, director, associate, partner, qualifying manager, or responsible managing employee  
21 for any registered company during the time the discipline is imposed, and any registered company  
22 which employs, elects, or associates him shall be subject to disciplinary action.

#### 23 PRAYER

24 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein alleged,  
25 and that following the hearing, the Structural Pest Control Board issue a decision:

26 <sup>1</sup> On or about January 3, 2014, March 21, 2014, August 1, 2014, September 10, 2014, and  
27 September 25, 2014, the Board sent written requests to Respondent for copies of his certificates  
28 of course completion demonstrating compliance with his continuing education requirement for  
the period July 1, 2010, through June 30, 2013.


1           1.    Revoking or suspending Field Representative License Number FR 46126, issued to  
2 John K. Scoble, also known as John Keith Scoble;

3           2.    Prohibiting John K. Scoble, also known as John Keith Scoble, from serving as an  
4 officer, director, associate, partner, qualifying manager or responsible managing employee of any  
5 registered company during the period that discipline is imposed on Field Representative License  
6 Number FR 46126, , issued to John K. Scoble, also known as John Keith Scoble;

7           3.    Ordering John Keith Scoble, also known as John K. Scoble, to pay the Structural Pest  
8 Control Board the reasonable costs of the investigation and enforcement of this case, pursuant to  
9 Business and Professions Code section 125.3; and,

10          4.    Taking such other and further action as deemed necessary and proper.

11  
12  
13 DATED: 10/14/15

  
SUSAN SAYLOR  
Registrar/Executive Officer  
Structural Pest Control Board  
Department of Consumer Affairs  
State of California  
*Complainant*

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